



CITY OF HAVERHILL CITY COUNCIL AGENDA

Linda

Tuesday, March 3, 2015 at 7:00 PM
City Council Chambers, Room 202

1. APPROVAL OF RECORDS OF THE PREVIOUS MEETING

2. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

3. COMMUNICATIONS FROM THE MAYOR

3.1. Communication from Mayor Fiorentini requesting permission to have John Burke, *Parking Consultant*, and members of the *Haverhill Parking Commission* to appear before Council to present a downtown parking update to the citizens of Haverhill Attachment

3.2. Communication from Mayor Fiorentini submitting *Executed Agreement* between the Haverhill Police Superior Officers Union and the City of Haverhill and also the *Home Rule Petition* dated May 16 2014 for the position of Deputy Police Chief to be removed from Civil Service

1. Document 56, Home Rule Petition – An Act Authorizing the Position of Deputy Police Chief in the City be removed from Civil Service Attachment

4. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES

NO SCHEDULE

5. UTILITY HEARING(S) AND RELATED ORDER(S)

NO SCHEDULE

6. APPOINTMENTS

Confirming Appointments

NO SCHEDULE

Non-confirming Appointment

375th Anniversary Committee

Vincent Ouellette, Chair

City Councillor Thomas Sullivan

E. Philip Brown*

Judith Evanko*

Peter A Carbone*

Thomas Wylie*

Edgar Movsesian*

Kerry Fitzgerald*

Katie Lynn Greco*

M. Eva Rajczyk*

Ernie Di Burro

Alice Mann

Stacey Bruzzese, President Greater Haverhill
Chamber of Commerce

*member of Haverhill Historic Commission



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, March 3, 2015 at 7:00 PM
City Council Chambers, Room 202

Resignations:

NO SCHEDULE

7. Petitions:

- 7.1. Notice of Intent to convert land now held under C.61A for Agricultural Purposes to commercial use for solar energy generation; portion of Map 585, Block 431, Lot 22; #1050 upper Hilldale av from Rose M Jackson

Related communication from Mayor Fiorentini declining the City's offer of first refusal to purchase this property and requests the Council take a recorded vote on this communication
Attachment

8. Applications:

NO SCHEDULE

8.1. One Day Liquor Licenses

NO SCHEDULE

8.2. Applications for Permit

NO SCHEDULE

9. Tag Days

NO SCHEDULE

10. Annual License Renewals:

10.1. Buy & Sell Second Hand Articles

NO SCHEDULE

Coin-ops

Market Basket 2 Water st 2 Coin-ops

Attachment

Sunday License

Market Basket 2 Water st 2 Sunday Coin-ops

Attachment

11. Hawker/Peddler:

NO SCHEDULE



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, March 3, 2015 at 7:00 PM
City Council Chambers, Room 202

12. Hawker or Peddler Engaged in Door to Door Sales

NO SCHEDULE

13. Drainlayer 2015 License

13.1. Carlos Ferreira

Attachment

14. HEARINGS AND RELATED ORDERS

- 14.1. Document 102/2014, petition for Special Permit from Attorney William Faraci for Kerri Fronduto, Trustee of 13 High st Realty Trust, for a *Repetitive Petition* for property at *13 High st*; and a vacant lot across the street; consisting of 6 residential units and 9 parking spaces on the vacant lot
Related communication from Attorney Faraci with final revision of plans including new maps for renovation of project *postponed from January 27 2015* Attachment

15. MOTIONS AND ORDERS

NO SCHEDULE

16. Ordinances (File 10 Days)

NO SCHEDULE

17. UNFINISHED BUSINESS OF PRECEDING MEETINGS

- 17.1. Document 10-K, communication from Councillors LePage and Sullivan requesting a discussion regarding the Cogswell School RFP *postponed from February 24 2015* Attachment

18. MONTHLY REPORTS

NO SCHEDULE

19. Communications from Councillors

- 19.1. Communication from Councillor McGonagle requesting to introduce a representative from the *Haverhill Fire Department's Safety Committee* to give a status update on the rescue truck
Attachment
- 19.2. Communication from Councillor McGonagle requesting to submit the recommendations and to report on several items from the *Traffic & Safety Committee* meeting held on February 24th
Attachment



CITY OF HAVERHILL CITY COUNCIL AGENDA

**Tuesday, March 3, 2015 at 7:00 PM
City Council Chambers, Room 202**

20. Resolutions and Proclamations

NO SCHEDULE

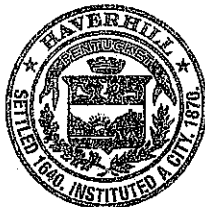
21. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

NO SCHEDULE

22. DOCUMENTS REFERRED TO COMMITTEE STUDY

23. ADJOURN

JAMES J. FIORENTINI
MAYOR



CITY OF HAVERHILL
MASSACHUSETTS

3.1
CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

February 27, 2015

City Council President John A. Michitson and
Members of the Haverhill City Council

RE: Downtown Parking Update

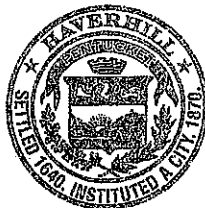
Dear Mr. President and Members of the Haverhill City Council:

I request permission to have John Burke, Parking Consultant, and members of the Haverhill Parking Commission to appear before the City Council next Tuesday, March 3, 2015, to present a downtown parking update to the citizens of Haverhill.

Very truly yours,

James J Fiorentini, Mayor

JAMES J. FIORENTINI
MAYOR



CITY OF HAVERHILL
MASSACHUSETTS

3.2
CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
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MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

February 27, 2015

City Council President John A. Michitson and
Members of the Haverhill City Council

RE: Haverhill Police Superior Officers Union & City of Haverhill Agreement

Dear Mr. President and Members of the Haverhill City Council:

Enclosed is the Home Rule Petition dated 5/16/2014 for the Deputy Police Chief to be removed from Civil Service. Also enclosed is the executed agreement between the Haverhill Police Superior Officers Union & City of Haverhill.

I recommend approval of the Home Rule Petition to move the process forward.

Very truly yours,

James J Fiorentini, Mayor

AGREEMENT

HAVERHILL POLICE SUPERIOR OFFICERS UNION
AND
CITY OF HAVERHILL

WHEREAS, the City of Haverhill (hereinafter "City") intends to submit a Home Rule Petition to the Massachusetts General Court to remove the position of Deputy Police Chief from the provisions of Massachusetts General Laws Chapter 31, Civil Service; and,

WHEREAS, the City and the Haverhill Police Superior Officers Union (hereinafter "Union") agree that such removal could have an effect on promotional opportunities for members of said Union;

THEREFORE, it is agreed as follows:

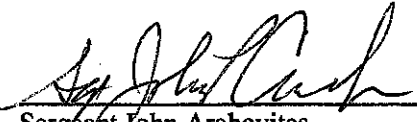
- A. By entering into this agreement the Union hereby supports the removal of the position of Deputy Police Chief from the provisions of Massachusetts General Laws Chapter 31, Civil Service;
- B. The City agrees that the following terms shall apply in the filling of the position of Deputy Police Chief upon the removal of the position from the provisions of Massachusetts General Laws Chapter 31, Civil Service:
 - 1. City can choose any superior officer for the position of acting Deputy Chief until the permanent position is filled in accord with the below procedure.
 - 2. Officers must currently serve in the rank of Sergeant or above for a minimum of seven (7) years in order to be considered for a permanent appointment.
 - 3. A minimum of twelve (12) weeks' notice will be provided before testing.
 - 4. All testing components will be determined exclusively by the City and posted a minimum of twelve (12) weeks prior to the exam date.
 - 5. In the event there are less than three (3) in house candidates, who meet minimum qualifications in #2 above, for consideration prior to or after the completion of the testing, the hiring authority may open the testing up to qualified external candidates or declare the test to be invalid. In the event the hiring process includes external candidates all external candidates must possess the permanent rank of Captain or above for a minimum of three (3) years prior to the official exam announcement.
 - 6. The position of Deputy Chief will serve under an employment contract for a minimum of three (3) years which will be negotiated with the hiring authority.
 - 7. If the employment contract is not renewed the Deputy Chief will have the option to return to his/her prior civil service rank held within the Haverhill Police Department. The city will not be responsible for increasing the compliment of superior officers in the event the Deputy Chief returns to his/her previous rank. In the event that an employee returns to the Superior Officer ranks from the position

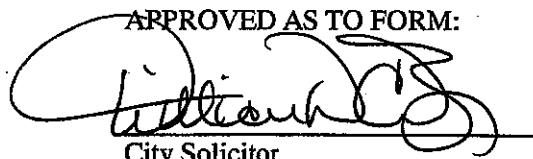
of Deputy Chief and a person from outside the City is selected as Deputy Chief, then the next vacancy within the Superior Officer ranks shall not be filled until the number of Superior Officers returns to the budgeted compliment of Superior Officers.

City of Haverhill

Haverhill Police Superior Officers
Union


James J. Fiorentini, Mayor


Sergeant John Arahovites

APPROVED AS TO FORM:

City Solicitor

DATE: February , 2015



DOCUMENT 56

CITY OF HAVERHILL

In Municipal Council May 20 2014

ORDERED:

THAT THE FOLLOWING HOME RULE PETITION BE ADOPTED BY THE CITY COUNCIL AND FORWARDED TO THE GENERAL COURT

HOME RULE PETITION

AN ACT AUTHORIZING THAT THE POSITION OF DEPUTY POLICE CHIEF IN THE CITY OF HAVERHILL BE REMOVED FROM CIVIL SERVICE

Be it enacted, etc. as follows:


SECTION 1. The position of deputy police chief in the city of Haverhill shall be exempt from chapter 31 of the General Laws.

SECTION 2. Section 1 shall not impair the civil service status of the person holding, on a permanent basis, the position of fire chief in the city of Haverhill on the effective date of this act.

SECTION 3. This act shall take effect upon its passage.

REFER TO PUBLIC SAFETY COMMITTEE

Attest:



City Clerk



JAMES J. FIORENTINI
MAYOR

**CITY OF HAVERHILL
MASSACHUSETTS**

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
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May 16, 2014

City Council President John A. Michitson and

Members of the Haverhill City Council

RE: Home Rule Petition

Dear Mr. President and Members of the Haverhill City Council:

Enclosed, please find a Home Rule petition to authorize the position of Deputy Police Chief in the City of Haverhill be removed from Civil Service.

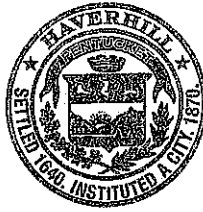
The Home Rule Petition is enclosed and I recommend approval.

Very truly yours,

James J. Fiorentini, Mayor

JJF/ah

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

6.
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February 27, 2015

City Council President John Michitson
& Members of the City Council

RE: 375th Anniversary Committee


Dear Council President and Members of the City Council:

This year, 2015, marks the 375th anniversary of the founding of the City of Haverhill. The city would like to mark this important event with an appropriate celebration at around the same time as the Fourth of July celebration.

In order to properly plan this I am establishing a 375th Anniversary Committee. I hereby appoint the following persons to that committee:

Vincent Ouellette, Chair
City Councilor Thomas Sullivan
E. Philip Brown, member of the Haverhill Historic Commission
Judith Evanko, member of the Haverhill Historic Commission
Peter A Carbone, member of the Haverhill Historic Commission
Thomas Wylie, member of the Haverhill Historic Commission
Edgar Movsesian, member of the Haverhill Historic Commission
Kerry Fitzgerald, member of the Haverhill Historic Commission
Katie Lynn Greco, member of the Haverhill Historic Commission
M.Eva Rajczyk, member of the Haverhill Historic Commission
Ernie DiBurro
Alice Mann
Stacey Bruzzese, President of the Greater Haverhill Chamber of Commerce

Very truly yours,


James J. Fiorentini
Mayor

7.1

RECEIVED

June 11, 2014

By Certified Mail

Assessor's Office
Steve Gullo
City Hall, Room 115
4 Summer Street
Haverhill, MA 01830

JUN 18 A 8:24

ASSESSOR'S OFFICE
HAVERHILL, MASS.

Re: Notice of Conversion of C. 61A Land- Portion of Map 585, Block 431, Lot 22.

Dear Mr. Gullo,

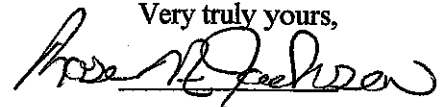
Please accept this letter as Notice of Intent to convert land now held under c. 61A for agricultural purposes to commercial use, in particular for solar energy generation on those portions of the above-referenced lot shown on the plan attached hereto as Exhibit A, containing together 16.8 acres, more or less.

Map 585, Block 431, Lot 22 was classified as agricultural land under c. 61A by the Haverhill Board of Assessors, with the Tax Lien recorded in the Southern Essex District Registry of Deeds in Book 31199, Page 506. A copy of this lien is attached hereto as Exhibit B.

The owner of the land is Dixieland, LLC, Rose M. Jackson, Trustee, 69 Wildwood Street, Wilmington, Massachusetts 01887.

Please inform me at your earliest convenience, or no later than 120 days following the day after the postmark of this Notice as required by statute, of the Town of Haverhill's intent to purchase this property in accordance with the appraisal method set forth in said Section 14 of Chapter 61A or, in the alternative, its intent not to exercise its first refusal option. Thank you for your attention to this matter.

Very truly yours,



Rose M. Jackson

c: Haverhill Board of Selectmen
Certified Mail. Return Receipt No. 7013 1710 0002 2016 0120

Haverhill Conservation Commission
Certified Mail. Return Receipt No. 7013 1710 0002 2016 0144

Haverhill Planning Board
Certified Mail. Return Receipt No. 7013 1710 0002 2016 0137

Jack Murray, Commissioner of Massachusetts Department of Conservation and Recreation
Certified Mail. Return Receipt No. 7013 1710 0002 2016 0151

EXHIBIT A

Plot Plan of Total Use Area

Plot plans prepared by Meridian Associates, Inc.

EXHIBIT B

Copy of Tax Lien recorded in the Southern Essex District Registry of Deeds in Book 31199, Page 506.

State Tax Form CL-3
Revised 9/2008

The Commonwealth of Massachusetts
HAVERHILL

Name of City or Town

2012032700130 Bk:31199 Pg:506
03/27/2012 09:35 AGRI TKL Pg 1/1

Office of the Board of Assessors

Classified Forest-Agricultural or Horticultural-Recreational Land Tax Lien

The Board of Assessors in the city/town of HAVERHILL hereby states it has accepted and approved the application of LUONGO FAMILY TRUST, ROSE M. JACKSON, TRUSTEE

owner(s) of the real property described below, for the valuation, assessment and taxation of that property as classified forest ☐ agricultural or horticultural ☒ recreational ☐ land under the provisions of General Laws Chapter 61 ☐ 61A ☒ 61B ☐ . This classification is effective as of January 1, 2012 for the fiscal year beginning July 1, 2012 .

DESCRIPTION OF PROPERTY

(The description must be sufficiently accurate to identify the property. In the case of registered land, the Certificate of Title Number and the Registry Volume and Page must be given.)

ASSESSORS MAP 585, BLOCK 431, LOT 22; CONTAINING 93.4 ACRES +/-

SEE BOOK 7100, PAGE 219 NAME CHANGE ONLY FROM: LUONGO FAMILY TRUST TO

DIXIELAND, LLC SEE BOOK 28075, PAGE 3 & BOOK 30835, PAGE 19

LAND ON HILLDALE AVENUE HAVERHILL, MA

This statement made on the 3rd day of FEBRUARY, 2012 constitutes a lien upon the property as provided in General Laws Chapter 61, § 2 ☐ 61A, § 9 ☒ 61B, § 6 ☐.

John A. Steven
Board of Assessors

ESSEX ss. The Commonwealth of Massachusetts

On this 3 day of FEBRUARY, 2012, before me, the undersigned notary public, personally appeared STEPHEN C. GULLO, as Board of Assessors for the city/town of HAVERHILL, proved to me through satisfactory evidence of identification, which were PERSONALLY KNOWN TO ME, to be the persons whose names are signed on the preceding document in my presence, and acknowledged to me that they signed it voluntarily for its stated purpose.

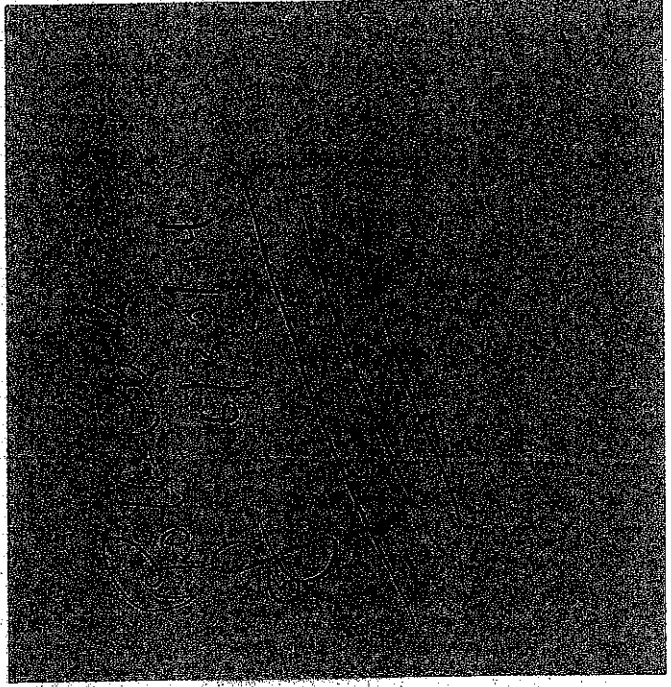
My commission expires March 9 2012

Maria J. Baulacqua
Notary Public

THIS FORM APPROVED BY THE COMMISSIONER OF REVENUE

ROLL BACK FOR JACKSON

FISCAL YEAR	VALUE	TAX RATE	TAX AMT	INTEREST	TOTAL
2014	\$ 131,196.00	\$ 26.91	\$ 3,530.48	\$ 176.52	\$ 3,707.00
2013	\$ 131,196.00	\$ 26.24	\$ 3,442.58	\$ 344.26	\$ 3,786.84
2012	\$ 131,196.00	\$ 24.68	\$ 3,237.92	\$ 485.69	\$ 3,723.61
2011	\$ 131,196.00	\$ 23.27	\$ 3,052.93	\$ 610.59	\$ 3,663.52
2010	\$ 131,196.00	\$ 21.31	\$ 2,795.79	\$ 698.95	\$ 3,494.74
			\$ 16,059.70	\$ 2,316.00	\$ 18,375.70



Steve Gullo

From: Steve Gullo
Sent: Friday, June 27, 2014 8:44 AM
To: Allison Heartquist; Mayor
Subject: RE: Notice of conversion

Mayor

Subject property is farmland on upper Hilldale Ave, (near the Atkinson, NH line) and has been used as such for many years. The owners wish to remove approximately 16 acres from Chapter 61A (Agricultural/Horticultural use) for the purpose of leasing the land to a Solar Farm company. Due to this proposed change of use, there will be a rollback tax plus interest due to the City of Haverhill upon approval of the removal of the lien. If that were to happen now, the rollback amount would be approximately \$18,300. It is my understanding that the remainder of the 93.4 acre parcel will still be farmed and subject to Chapter 61A. Upon approval, the 16 acres will become taxable at the market assessment and at the Commercial tax rate. Also, the solar panels will become taxable upon completion of the project. That value is unknown at this point.

As you know, the City of Haverhill has the right of first refusal and the land cannot be sold or converted unless the landowner gives the city advance notice of the sale or conversion and the city notifies the landowner that it will not exercise its option. The option must be exercised within 120 days from the date of this notice.

Steve G

-----Original Message-----

From: Allison Heartquist
Sent: Thursday, June 26, 2014 12:03 PM
To: Steve Gullo
Subject: Notice of conversion

Please review and update Mayor.
Thanks!

Allison Heartquist
Executive Assistant to Mayor James J. Fiorentini
4 Summer St., Room 100
Haverhill, MA 01830
978-374-2300

-----Original Message-----

From: Mayors Office [<mailto:scanner@cityofhaverhill.com>]
Sent: Thursday, June 26, 2014 2:05 PM
To: Allison Heartquist
Subject: From Mayor's office 06/26/2014 11:04

Scanned from MFP07657769

Date: 06/26/2014 11:04
Pages: 1
Resolution: 200x200 DPI



69 Wildwood Street
Wilmington, MA 01887

June 3, 2013

Board of Assessors
4 Summer Street
Haverhill, MA 01830

ATTENTION: Mr. Stephen Gullo

RE: 1050 Hilldale Avenue

Dear Steve,

I have been contacted by a company that is interested in leasing approximately 15.5 acres of my property at 1050 Hilldale Avenue to install solar panels.

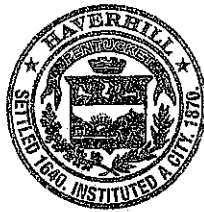
I would like to find out from you what the tax ramifications would be with regards to this – both going forward, as well as any rollback taxes.

I can be reached during the day at work (978) 251-4830 or on my cell (978) 853-9184.

I would appreciate your input.

Thank you,

Rose M. Jackson
Dixieland, LLC



JAMES J. FIORENTINI
MAYOR

**CITY OF HAVERHILL
MASSACHUSETTS**

CITY HALL, ROOM 100
FOUR SUMMER STREET
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PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

February 27, 2015

City Council President Michitson
& Members of the City Council

RE: Parcel of Land, Portion of Map 585, Block 431, Lot 22

Dear Mr. President and City Council Members:

The City has no interest in purchasing this property. It is my recommendation that the City not exercise its option to purchase this property as provided for under MGL c. 61A, s.14. I would request that the Council take a recorded vote on this communication to compete the record.

Very truly yours,


James J. Fiorentini, Mayor
JJF/ah

Cc: Dixieland LLC, Rose M. Jackson, Trustee

10

Date: 2-17-15

Honorable President and Members of the Municipal Council:

The undersigned respectfully asks that he may receive a license for a

2 COIN-OPERATED MACHINE

a Coin-ops

PINBALL MACHINE

OTHER

Effective Date: 7/9/12

Expiration Date: Dec 31 2015

NEW/RENEWAL

Fee: \$200.00 pd mo[#] 63523

Vendor's Name: modern Amusements

Vendor's Address: 35 Nashua Rd. Windham N. H.

Business Name: Market Basket

Business Address: 2 Water St. Haver, Ma 01830

Owner's Name: Arthur T. Demoulas

Applicant's Name: Camia Jones

Applicant's Signature: Carina A Jones

Applicant's Address: 2424th St. Haver, ma 01830

Applicant's Date of Birth: See Back

Recommendation by Police Chief

Approved

Denied

Police Chief

In Municipal Council, _____

Attest:

City Clerk

City of Haverhill

Honorable President and Members of the Municipal Council:

2-17-15

APPLICATION FOR SUNDAY LICENSE

The undersigned respectfully asks that he may receive a license for a

2 COIN-OPERATED MACHINE 2 coin-ops

PINBALL MACHINE

OTHER _____

Effective Date Jan 1 2015 Expiration Date Dec 31 2015

NEW/RENEWAL Fee \$40.00 photo #63524

Vendor's Name: Modern Amusement

Vendor's Address: 35 Nashua Rd. Windham, N.H.

Business Name: Market Basket

Business Address: 2 Water St. New Ma


Owner's Name: Arthur T. Demoulas

Applicant's Name: Carina Jones Applicant's Signature: Carina A Jones


Applicant's Address: 2 Water St. Haver Ma

Applicant's Date of Birth: See Back

Recommendation by Police Chief

k _____

 Approved _____

Denied


Police Chief

In Municipal Council, _____

Attest:

City Clerk



Haverhill

City Clerk's Office, Room 118
Phone: 978-374-2312 Fax: 978-373-8490
cityclerk@cityofhaverhill.com

Date 2.24-13

HONORABLE PRESIDENT AND MEMBERS OF THE MUNICIPAL COUNCIL:

THE UNDERSIGNED RESPECTFULLY ASKS THAT HE MAY RECEIVE A LICENSE FOR **DRAINLAYER**

13.1

Drainlayer's Name: Carlos Ferreira Signature: [Signature]
Business Name: Terra Tec Construction Inc.
Business Address: 142 Essex St
City Wentborough State MA Zip 01581
Business Phone: 508 481 8880 Fax: 508 302 6141

Must Complete Additional Personal Information on Back

NEW/RENEWAL:

No. _____

Fee 100.-

Bonds on File: ✓

Approved ✓

Denied _____

[Signature]
City Engineer

In Municipal Council, _____ 20____

Attest:

City Clerk

102
Hearing November 18
2014
14.1

William S. Faraci
Attorney at Law
211 South Main Street
Bradford, MA 01835-7373
Tel. (978) 373-5520
Fax (978) 373-5262
e-mail: faracilaw@aol.com

September 12, 2014

John Michitson, President
Haverhill City Council
4 Summer Street
Haverhill, MA 01830

Re: 13 High Street

Dear President Michitson:

I represent Kerri Fronduto, Trustee of 13 High Street Realty Trust, the owner of property at 13 High Street and a vacant lot across the street which was the subject of a Special Permit Application to convert the building into 7 residential units with parking on the vacant lot to be used in connection with the building. Both the dimensional aspects of the multi-family home use and for the parking had been approved through a variance.

I am re-submitting the proposal for the Special Permit with significant material changes.

(a) The request is for 6 residential units and (b) A plan has been drawn which designates 9 parking spaces on the vacant lot in a scheme which complies with zoning.

I am filing 19 sets of plans. I am also filing the required brief. The list of abutters would be the same as for the last hearing, but I am supplying a form for the Assessor's office to confirm that. For informational purposes, an application in the form used by the Planning Board is enclosed and it has been initialed by the assistant building inspector.

Because this application must be reviewed by the Planning Board as to the "repetitive petition" finding, I am hopeful that the council will refer this to Planning at its meeting on September 16. Copies of this application have been delivered to Planning this day in order to secure a place on their agenda for October 8.

The applicant waives the 65 day decision requirement.

IN CITY COUNCIL: September 16 2014
REFER TO PLANNING BOARD and
VOTED: THAT COUNCIL HEARING BE HELD
NOVEMBER 18 2014

Attest:

City Clerk

Very truly yours,


William S. Faraci

IN CITY COUNCIL: November 18 2014
POSTPONE TO DECEMBER 9 2014

Attest:

City Clerk

IN CITY COUNCIL: December 9 2014
POSTPONED TO DECEMBER 16 2014

Attest:

City Clerk

IN CITY COUNCIL: December 16 2014
CONTINUED TO JANUARY 13 2015

Attest:

City Clerk

IN CITY COUNCIL: January 13 2015
POSTPONE TO JANUARY 27 2015

Attest:

City Clerk (Assistant)

IN CITY COUNCIL: January 27 2015
POSTPONED TO MARCH 3 2015

Attest:

Council Clerk

RECEIVED

CLERK

citycncl

From: Faracilaw@aol.com
Sent: Wednesday, January 21, 2015 4:37 PM
To: michitson@mitre.org; scatamacchiaFH@aol.com; mbarrett@cityofhaverhill.com; wjm227@gmail.com; roundpond@comcast.net; tsullivan@cityofhaverhill.com; medobrn@aol.com; mike@mcsitemps.com; clepage@cityofhaverhill.com; wpillsbury@cityofhaverhill.com; citycncl@cityofhaverhill.com
Cc: gendan12@comcast.net; jtello99@comcast.net
Subject: 13 High Street
Attachments: HighSt5.pdf

Councilors:

In advance of Tuesday's meeting, I am sending you the final revision of the plans for renovation of 13 High Street. This revision is made after consultation with some of you as to your recommendations for the project.

The original 7 units have been reduced to five (5) units. This represents a reduction in rent revenues of approximately \$24,000.00 per year based on a monthly rent of \$1,000.00. No further reduction in rent by building fewer units is practical in light of the expected renovation costs in excess of \$400,000.00.

The elevations and parking remain the same as the plan originally filed for this rehearing.

The five units are each 2 bedroom units as follows:

The front building (former store and three more floors)

Entry level: Storage, trash and utilities;

Second, third and fourth floors each have one two-bedroom apartments.

The rear building (warehouse)

First floor: Laundry, storage, utilities and management

Second floor: 2 two bedroom apartments.

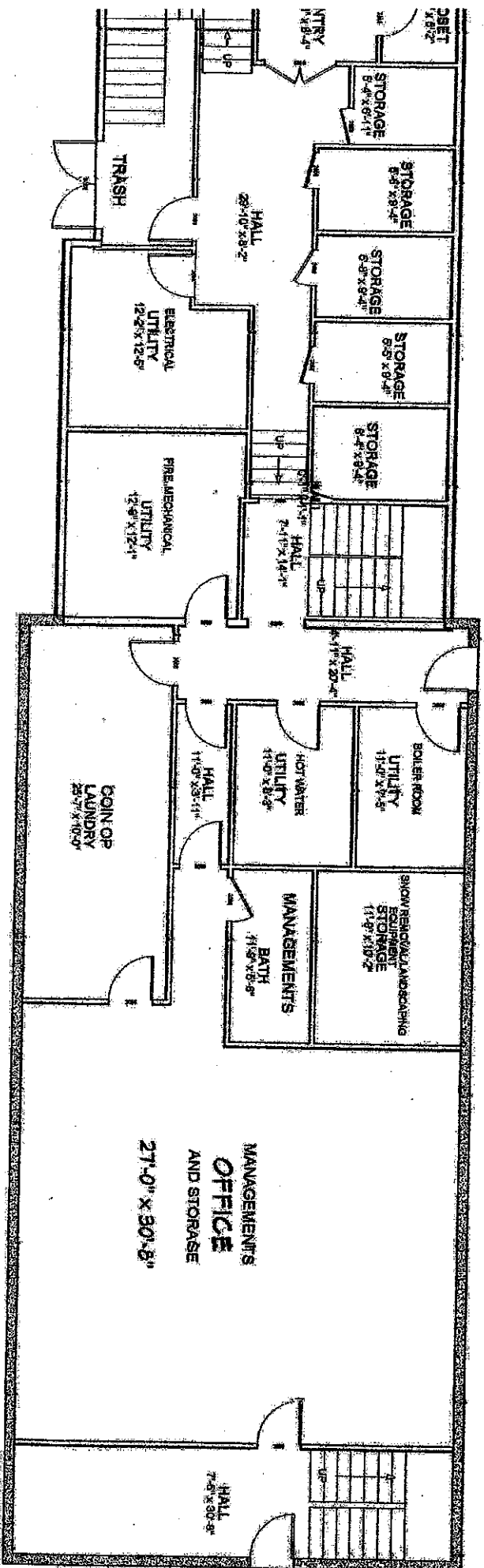
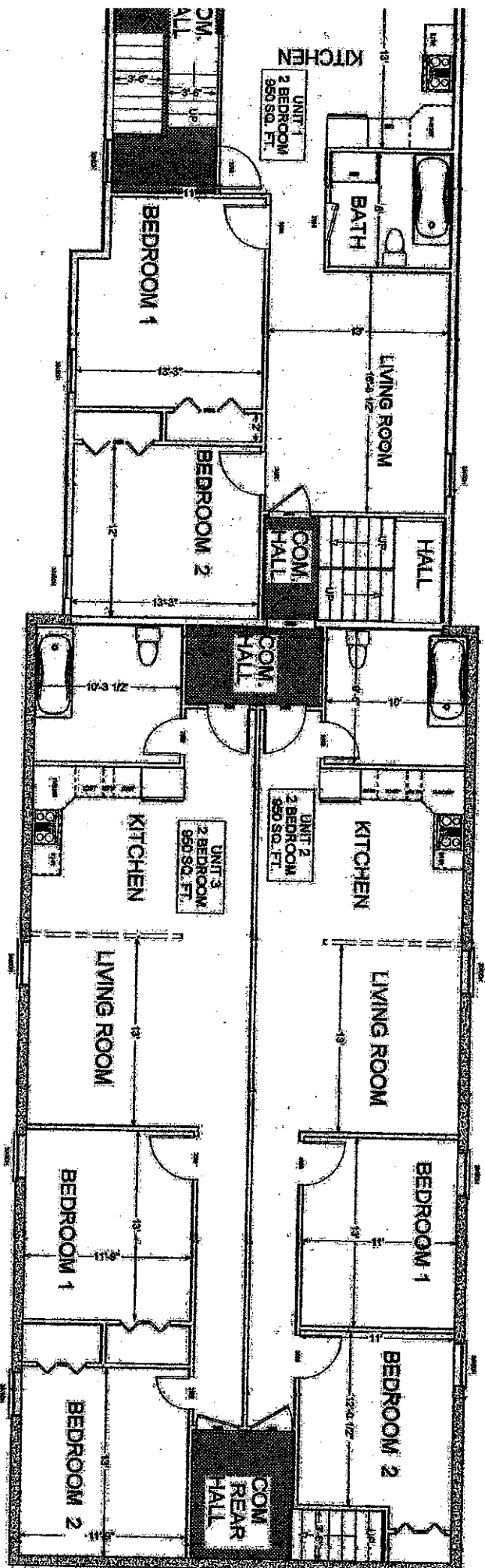
This approach has eliminated apartments on one whole floor of the structure. It is significantly less than the size and layout of the buildings could provide.

I would hope that this building can be put back on the tax roles as part of much needed housing in a neighborhood which already has multi-unit buildings.

If you have any comments before Tuesday, please contact this office.

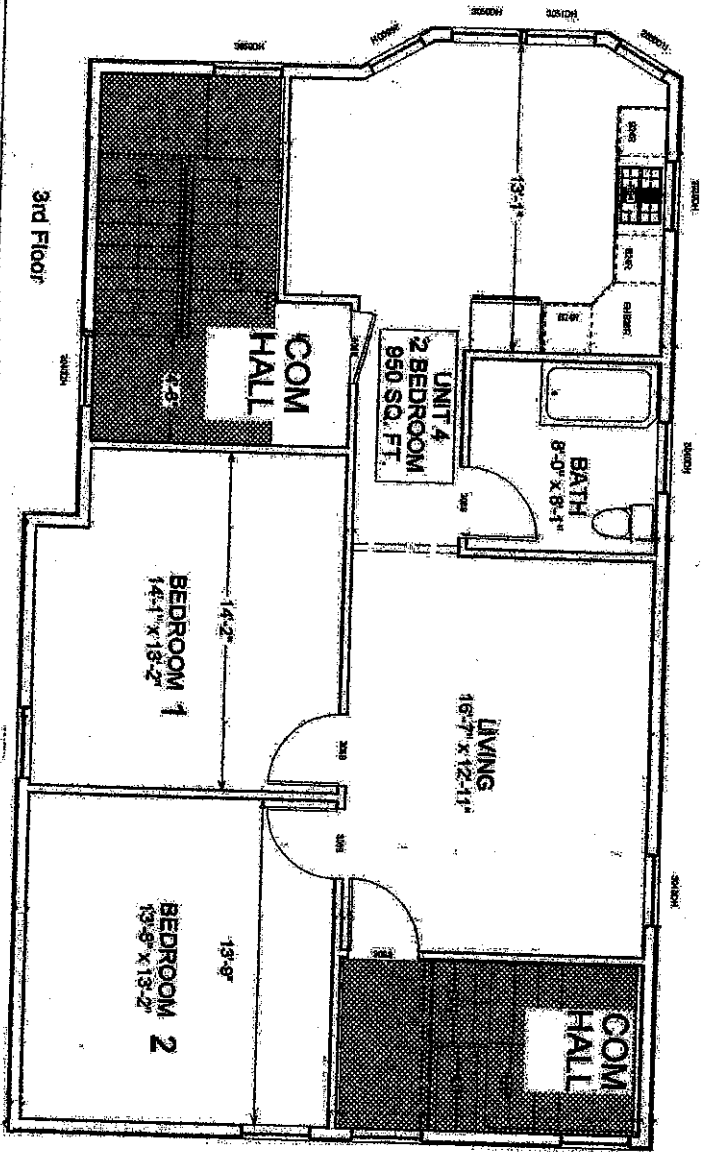
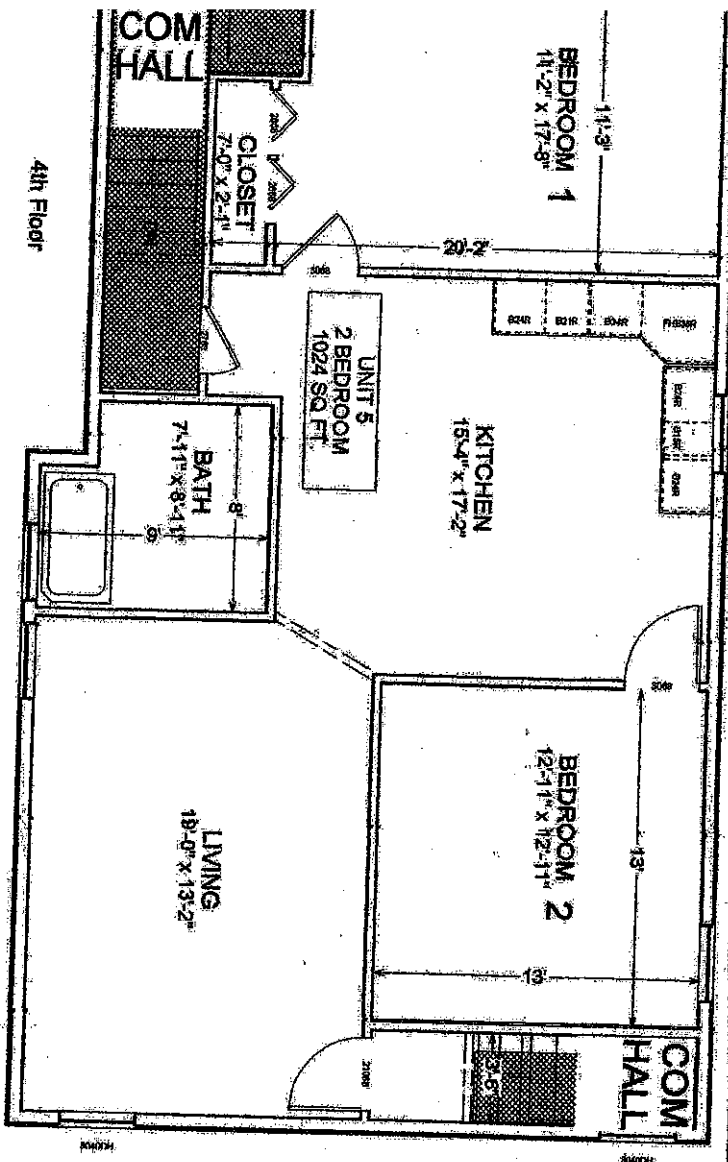
Thank you

William S. Faraci
Attorney at Law
211 South Main St.
Bradford, MA 01835
(978) 373-5520
Fax (978) 373-5262
email: faracilaw@aol.com



Final Plans January 2015

Final Plans January 2015



PETITION FOR VARIANCE under the ZONING ORDINANCE

APPLICATION FOR SPECIAL PERMIT under the ZONING ORDINANCE

Backup Info

Notice: This application must be typewritten; filed in duplicate and accompanied by a plan of the affected premises; a copy of the refusal by the Building Inspector or other authority.

The undersigned, petitions the Board of Appeals to vary, in the manner and for the reasons hereinafter set forth, the application of the provisions of the zoning ordinance to the following described premises.

APPLICANT: Kerri Fronduto, Trustee
13 High Street Realty Trust 4 Wayne Rd Peabody, MA 01960
Full Name Address

OWNER: Same
Full Name Address

LESSEE: None
Full Name Address

1. **LOCATION OF PREMISES:** 13 High Street and vacant lot across street

2. **ASSESSORS PLAT:** 515 295 3 Bldg 515-297-13 Lot
Plat No. Block No. Lot No.

2A. **DEED OF PROPERTY RECORDED IN:** Essex South District REGISTRY
BOOK: 32366 **PAGE:** 270

3. **DIMENSIONS OF LOT:** 29'x48'x3'x71.93'x41.44'x120.42' lot is 65'x44'

4. **ZONING DISTRICTS IN WHICH PREMISES ARE LOCATED?** CG

5. **HOW LONG HAVE YOU OWNED THE ABOVE PREMISES?** 13+ months

6. **HOW MANY BUILDINGS ARE ON THE LOT?** one

7. **GIVE SIZE OF EXISTING BUILDINGS:** 100'x33' +/-

PROPOSED BUILDINGS: Same

8. **STATE PRESENT USE OF PREMISES:** Vacant - former store, warehouse and apartment(s)

9. **STATE PROPOSED USE OF PREMISES:** six residential apartment units

10. **GIVE EXTENT OF PROPOSED ALTERATIONS:** Interior restructure to build 6 apartment units. Floor plans filed. No exterior dimensional change

11. **HAS THERE BEEN A PREVIOUS APPEAL UNDER ZONING ON THESE PREMISES?** yes

IF SO WHEN? Variances granted 7/13
Special permit application 9/13

12. **NUMBER OF FAMILIES FOR WHICH BUILDING IS TO BE ARRANGED:** 6

NOTE: IF THE APPLICANT IS NOT THE OWNER, A STATEMENT MUST BE WRITTEN BY THE OWNER AUTHORIZING THE APPLICANT TO APPLY TO THE BOARD OF APPEALS

C.G. 9-12-14

*Backup
8/17/80*

**BUILDING INSPECTOR'S CHECK LIST FOR
BOARD OF APPEALS ACTION NEEDED ON:**

LOCATION 13 High Street and vacant lot across the street

ZONE CG

APPLICANT 13 High Street Realty Trust, Kerri Fronduto, Trustee

ACTION REQUIRED

☐ DIMENSIONAL VARIANCE

☐ LOT AREA

☐ LOT FRONTAGE

☐ LOT DEPTH

☐ SIDE YARD

☐ HEIGHT

☐ FLOOR AREA RATIO

☐ SIGN SIZE

☐ USE VARIANCE

☐ PARKING

☒ SPECIAL PERMIT

☐ FRONT YARD

☐ REAR YARD

☐ BUILDING COVERAGE

☐ OPEN SPACE

☒ OTHER Repetitive Petition Review

DATA TO BE INCLUDED ON APPLICATION:

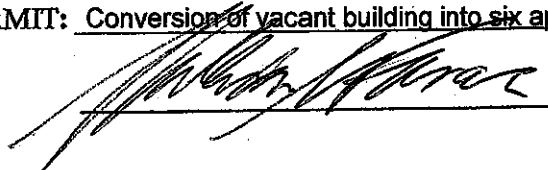
PROVISION OF ZONING ORDINANCE UNDER WHICH PETITION FOR VARIANCE IS MADE:

MAKING ITS DECISION, THE BOARD SHALL SPECIFICALLY FIND THAT ALL OF THE FOLLOWING CONDITIONS HAVE BEEN MET. (FINDINGS MUST BE MADE ON ALL THREE TO HAVE A VALID DECISION.) (1) THAT THERE ARE UNIQUE CIRCUMSTANCES RELATIVE TO THE SOIL CONDITIONS, SOIL SHAPE, OR TOPOGRAPHY WHICH SPECIFICALLY AFFECT THE LAND OR STRUCTURE IN QUESTION, BUT NOT AFFECTING GENERALLY THE ZONING STRICT IN WHICH THE LAND OR STRUCTURE IS LOCATED; (2) THAT THE LITERAL ENFORCEMENT OF THE ORDINANCE WOULD INVOLVE SUBSTANTIAL HARDSHIP, FINANCIAL OR OTHERWISE; (3) THAT DESIRABLE RELIEF MAY BE GRANTED WITHOUT SUBSTANTIALLY DEROGATING FROM THE INTENT AND PURPOSE OF THE ZONING ORDINANCE OR BY LAW. (SEE ZONING ORDINANCE FOR ADDITIONAL REQUIREMENTS FOR GRANTING OF VARIANCE.)

A. STATE REASON FOR VARIANCE: _____

PROVISION OF ZONING ORDINANCE UNDER WHICH APPLICATION FOR SPECIAL PERMIT IS MADE
255-(80)A and Table of Use and Parking Regulations

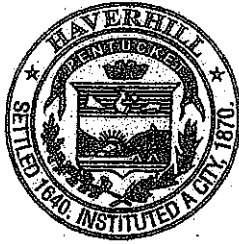
A. REASON FOR SPECIAL PERMIT: Conversion of vacant building into six apartments, 4 two BR and 2 3BR



L.G. 9-12-14

CITY COUNCIL

JOHN A. MICHITSON
 PRESIDENT
 ROBERT H. SCATAMACCHIA
 VICE PRESIDENT
 MELINDA E. BARRETT
 WILLIAM J. MACEK
 WILLIAM H. RYAN
 THOMAS J. SULLIVAN
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 MICHAEL S. MCGONAGLE
 COLIN F. LEPAGE




CITY HALL, ROOM 204
 4 SUMMER STREET
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 www.ci.haverhill.ma.us
 citycnd@cityofhaverhill.com

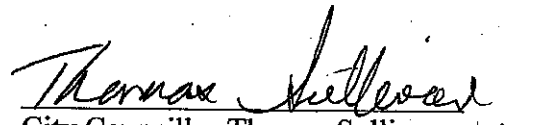
CITY OF HAVERHILL
 HAVERHILL, MASSACHUSETTS 01830-5843

February 19, 2015

TO: Mr. President and Members of the City Council:

Councillors LePage and Sullivan request a discussion regarding the Cogswell School RFP.


 City Councillor Colin LePage


 City Councillor Thomas Sullivan

IN CITY COUNCIL: February 24 2015
 POSTPONED TO MARCH 3 2015

Attest:

 City Clerk

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
ROBERT H. SCATAMACCHIA
VICE PRESIDENT
MELINDA E. BARRETT
WILLIAM J. MACEK
WILLIAM H. RYAN
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CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

19.1
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www.ci.haverhill.ma.us
citycnd@cityofhaverhill.com

February 26, 2015

TO: Mr. President and Members of the City Council:

Councillor Michael McGonagle would like to introduce a representative from the Haverhill Fire Department's Safety Committee to give a status update on the rescue truck.


City Councillor Michael McGonagle

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
ROBERT H. SCATAMACCHIA
VICE PRESIDENT
MELINDA E. BARRETT
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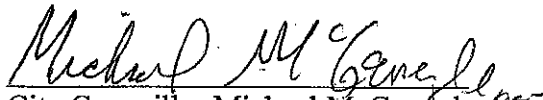
19.2

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February 26, 2015

TO: Mr. President and Members of the City Council:

Councillor Michael McGonagle would like to submit the recommendations of the Traffic & Safety Committee held on February 24, 2015, reporting on items 3 and 4 which were brought to the Traffic & Safety Committee at the request of the City Council.


City Councillor Michael McGonagle



**HAVERHILL
POLICE DEPARTMENT**

**40 Bailey Blvd.
Haverhill, Massachusetts 01830**

Alan R. DeNaro
Chief of Police

TEL. (978) 722-1502
FAX. (978) 373-3981

February 24, 2015

Council President John Michitson
Members of the Haverhill City Council
4 Summer Street – Room 204
Haverhill, MA 01830

Re: Traffic & Safety Committee Meeting – February 24, 2015

Dear President Michitson & Councilors:

The Traffic and Safety Committee held a meeting on Tuesday, February 24, 2015. During the meeting it was determined that the following recommendations would be made to the City Council for consideration.

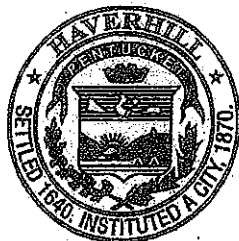
1. Discussion regarding North Avenue, from Marsh Avenue to Concord Street. After a discussion the Traffic & Safety Committee has no problem with the project with the following recommendations. The radar signs shall be hardwired with solar back up; the rapid flashed beacon shall also be hardwired with solar back up; and the current access road should be either one way in or designated deliveries only. The committee also recommends the radar signs be from the same manufacturer that the city currently uses so the software and operations stay the same.
2. Discussion regarding North Avenue/Marsh Avenue. After discussion the Traffic & Safety Committee recommends the mini round- about for this intersection. It was also recommended that if possible this job be done to coincide with the Residences at Wingate project should it be approved.
3. Discussion regarding a review of the intersections of Lowell Avenue and Broadway and the intersection of Lincoln Ave/Groveland St/Orchard Avenue. After a discussion the Traffic & Safety Committee recommends when the snow clears look at the possibility of putting arrows on the road to make the traffic pattern more clear for Lincoln Ave/Groveland St/Orchard Avenue. It is also recommended that the intersection of Lowell Avenue and Broadway be left alone; there is more than adequate signage.
- * 4. Discussion regarding a review of South Crystal Street for the possibility of adding a truck weight limit and speed limit assessment. After discussion it was determined that the majority of the street is in Methuen with only a small section (approximately 500') falling under our jurisdiction. It was noted that there doesn't seem to be a problem therefore we recommend this be left alone.

Sincerely,

Alan R. DeNaro
Chief of Police

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DOCUMENTS REFERRED TO COMMITTEE STUDY

4	Communication from Councillor Macek requesting a discussion regarding the proposed Monument Square traffic divider/island.	Planning & Dev.	1/3/12
102	Communication from Councillor Macek requesting to discuss the Taxicab and Buses Ordinance	Administration & Finance	10/15/13
102-H	Communication from Councillor Macek requesting to propose the establishment of an Adult and Senior Fitness Park	NRPP	10/29/13
13/13-B	Central Business District Parking Map and Ordinances	A & F	1/28/14
84 & 84A/13	Ordinance re: Zoning, Amend City Code, Ch. 255, Table of Use & Parking Regulations Page 8; to allow Medical Marijuana Dispensary/Treatment centers to be located only in our business parks	Transferred to Administration & Finance	2/11/14
56	Home Rule Petition -- An Act Authorizing that the Position of Deputy Chief in the City of Haverhill be removed from Civil Service	Public Safety	5/20/14
55-E	Communication from Councillor Macek -- necessary repairs on the Clement Farm property leased to American Legion	NRPP	6/17/14
55-F	Communication from Councillor Daly O'Brien re: Street noise increasing on Essex St. and Washington St. area	Public Safety	6/17/14
55-U	Communication from President Michitson requesting to address comprehensive vision, plan & process -- critical information for City Council to determine needs/gaps, solutions and spending priorities for Haverhill	A & F	8/19/14
55-X	Communication from Councillor Sullivan regarding a Jr. Park Ranger Sumer Program	Public Safety	8/19/14
90	Ordinance Relating to Peddling and Soliciting, Section 191--9 Licenses add at end of subsection A: permitted to Locations: "Food Trucks of any size may be allowed at all permitted fixed location with approval from City Council"	A & F	9/2/14
125	Petition from Brian S. Minkle requesting to purchase City land abutting his property on Crystal Lake Rd., Assessor's Map 566, Block 2, Lot 11, said house is at 35 Mendum Rd/ 86 Crystal Lake Rd, Assessor's Map 566, Block 2, Lot 7A	NRPP	12/2/14
	On motion of Councillor McGonagle to refer Ordinance: Chapter 191 -- Peddling/Soliciting to Administration & Finance	A & F	12/9/14
10-B	Communication from Councillor Barrett requesting to discuss lack of City representation on HC Media Board of Directors	A & F	1/6/15
10-J	Communication from Councilor LePage requesting to discuss tag days	Public Safety	2/10/15